

REMARKS

Claims 1-18 remain in this application. Claims 1, 4, 10, and 11-13 are amended. Claims 19-22 are canceled. No new matter is introduced.

Claims 1-18 and 21-22 are rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. Applicant has amended Claims 1, 4, 10 and 11-13, in accordance with a telephone discussion with Examiner Mullis. Applicant believes that these amendments should remove the Examiner's Section 112, first paragraph, rejection. No new matter is introduced.

Claims 1-18 and 21-22 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicant has amended Claim 10 to remove the lack of antecedent basis rejection. Applicant believes that the amendments made to Claims 1 and 10 should also remove the Examiner's Section 112, second paragraph, rejection. Applicant further respectfully submits that the usage of the term "chiral" is to define a molecule (or object) with a non super-imposable mirror image, as indicated by the Examiner. A chiral polymer in this invention means a polymer which is constituted of repeating units of such chiral molecules. Where the recitation of "chiral block copolymer" is encountered, it means a block copolymer that contains at least a block of chiral polymer. Applicant respectfully submits that this definition is consistent with the industrial usage and is never intended to mean anything else.

Claims 21 and 22 have been canceled.

Claims 1-18 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-20 of copending Application No. 10/850169. Applicant respectfully submits that since copending Application No. 10/850169 (169 application) has not been examined, there is no need to file a terminal disclaimer. A terminal

disclaimer will be filed for the '169 application when the present invention is allowed and issued.

In light of the foregoing, it is believed that the present invention is in condition for allowance. And Applicant respectfully requests that a timely Notice of Allowance be issued in this case. If the Examiner has any question, he or she is invited to call or fax Applicant's counsel at the telephone numbers below.

Respectfully Submitted,

11/14/05

Date

PTO Customer No. 022192



W. Wayne Liauh, Reg. No. 34,212
Law Office of Liauh and Associates
4224 Waialae Ave., Suite 5-388
Honolulu, HI 96816
Telephone: (775) 363-2886
Telecopier: (775) 599-0768